

FILED
08 MAY 27 PM 2:29
RICHARD W. HICKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Liebb

Plaintiff,

vs.

Ayers

Defendant.

CV

08

CASE NO.

2643

CW

PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS

(PR)

I, Stephen Liebb, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes X No

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer: San Quentin Prison Canteen

Gross: \$120.00 per month Net:

Employer: Food Service Clerk

1 If the answer is "no," state the date of last employment and the amount of the gross and net
 2 salary and wages per month which you received. (If you are imprisoned, specify the last
 3 place of employment prior to imprisonment.)
 4 _____
 5 _____
 6 _____

7 2. Have you received, within the past twelve (12) months, any money from any of the
 8 following sources:

- 9 a. Business, Profession or Yes ____ No ☒
 10 self employment
 11 b. Income from stocks, bonds, Yes ____ No ☒
 12 or royalties?
 13 c. Rent payments? Yes ____ No ☒
 14 d. Pensions, annuities, or Yes ____ No ☒
 15 life insurance payments?
 16 e. Federal or State welfare payments, Yes ____ No ☒
 17 Social Security or other govern-
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
 20 received from each.
 21 _____
 22 _____

23 3. Are you married? Yes ____ No ☒

24 Spouse's Full Name: _____

25 Spouse's Place of Employment: _____

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ _____ Net \$ _____

28 4. a. List amount you contribute to your spouse's support: \$ _____

1 b. List the persons other than your spouse who are dependent upon you for
 2 support and indicate how much you contribute toward their support. (NOTE:
 3 For minor children, list only their initials and ages. DO NOT INCLUDE
 4 THEIR NAMES.).
 5 _____
 6 _____

7 5. Do you own or are you buying a home? Yes ____ No X

8 Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

9 6. Do you own an automobile? Yes ____ No X

10 Make _____ Year _____ Model _____

11 Is it financed? Yes ____ No ____ If so, Total due: \$ _____

12 Monthly Payment: \$ _____

13 7. Do you have a bank account? Yes ____ No X (Do not include account numbers.)

14 Name(s) and address(es) of bank: _____
 15 _____

16 Present balance(s): \$ _____

17 Do you own any cash? Yes ____ No X Amount: \$ _____

18 Do you have any other assets? (If "yes," provide a description of each asset and its estimated
 19 market value.) Yes ____ No X
 20 _____

21 8. What are your monthly expenses?

22 Rent: \$ _____ Utilities: _____

23 Food: \$ 15-20 Clothing: _____

24 Charge Accounts:

| 25 | <u>Name of Account</u> | <u>Monthly Payment</u> | <u>Total Owed on This Acct.</u> |
|----|------------------------|------------------------|---------------------------------|
| 26 | _____ | \$ _____ | \$ _____ |
| 27 | _____ | \$ _____ | \$ _____ |
| 28 | _____ | \$ _____ | \$ _____ |

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)

Payments owed For filings Fee
to Federal court

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes ___ No X

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

5.16.08

DATE

Steph Lell

SIGNATURE OF APPLICANT

Copy of last 2 Trust
account statements
enclosed

REPORT ID: TS3030 .701

REPORT DATE: 12/31/0
PAGE NO:CALIFORNIA DEPARTMENT OF CORRECTIONS
SAN QUENTIN PRISON
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: OCT. 01, 2007 THRU DEC. 31, 2007

ACCOUNT NUMBER : C60825

BED/CELL NUMBER: N 5 00000000099U

ACCOUNT NAME : LIEBB, STEPHEN

ACCOUNT TYPE: I

PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

| DATE | TRAN CODE | DESCRIPTION | COMMENT | CHECK NUM | DEPOSITS | WITHDRAWALS | BALANCE |
|------------|-----------|-------------------|------------|-----------|----------|-------------|---------|
| 10/01/2007 | | BEGINNING BALANCE | | | | | 18.10 |
| 10/05 | D554 | INMATE PAYROL | 1368SEPT07 | | 20.48 | | 38.58 |
| 10/09 | FR01 | CANTEEN RETUR | 701391 | | | 1.00- | 39.58 |
| 10/09 | W212 | FEDERAL FILIN | 1397FILFEE | | | 4.10 | 35.48 |
| 10/09 | FC01 | DRAW-FAC 1 | 1400MAIN1 | | | 20.00 | 15.48 |
| 11/06 | D554 | INMATE PAYROL | 1824/OCT07 | | 22.43 | | 37.91 |
| 11/07 | FC01 | DRAW-FAC 1 | 1856/MAIN1 | | | 20.00 | 17.91 |
| 12/06 | D554 | INMATE PAYROL | 2245/NOV07 | | 25.20 | | 43.11 |
| 12/10 | FR01 | CANTEEN RETUR | 702279 | | | 0.60- | 43.71 |
| 12/14 | *W512 | LEGAL POSTAGE | 2385LPOST | | | 4.60 | 39.11 |
| 12/14 | W512 | LEGAL POSTAGE | 2385LPOST | | | 5.70 | 33.41 |
| 12/14 | W512 | LEGAL POSTAGE | 2385LPOST | | | 5.70 | 27.71 |
| 12/14 | *W512 | LEGAL POSTAGE | 2385LPOST | | | 9.53 | 18.18 |
| 12/14 | W512 | LEGAL POSTAGE | 2385LPOST | | | 9.53 | 8.65 |
| 12/14 | W512 | LEGAL POSTAGE | 2385LPOST | | | 4.60 | 4.05 |

CURRENT HOLDS IN EFFECT

| DATE PLACED | HOLD CODE | DESCRIPTION | COMMENT | HOLD AMOUNT |
|-------------|-----------|----------------------------|------------|-------------|
| 12/21/2007 | H106 | UNITED PARCEL SERVICE HOLD | 2504POSTAG | 11.95 |
| 12/21/2007 | H106 | UNITED PARCEL SERVICE HOLD | 2504POSTAG | 9.53 |
| 12/24/2007 | H109 | LEGAL POSTAGE HOLD | 2522LPOST | 1.82 |
| 12/24/2007 | H109 | LEGAL POSTAGE HOLD | 2522LPOST | 1.65 |
| 12/24/2007 | H109 | LEGAL POSTAGE HOLD | 2522LPOST | 1.65 |
| 12/24/2007 | H109 | LEGAL POSTAGE HOLD | 2522LPOST | 5.70 |

TRUST ACCOUNT SUMMARY

| BEGINNING BALANCE | TOTAL DEPOSITS | TOTAL WITHDRAWALS | CURRENT BALANCE | HOLDS BALANCE | TRANSACTIONS TO BE POSTED |
|-------------------|----------------|-------------------|-----------------|---------------|---------------------------|
| 18.10 | 68.11 | 82.16 | 4.05 | 32.30 | 0.00 |

CURRENT
AVAILABLE
BALANCE

28.25

RT ID: TS3030 .701

REPORT DATE: 04/03/08
PAGE NO: 1CALIFORNIA DEPARTMENT OF CORRECTIONS
SAN QUENTIN PRISON
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: DEC. 31, 2007 THRU APR. 03, 2008

UNT NUMBER : C60825

UNT NAME : LIEBB, STEPHEN

ILEGE GROUP: A

BED/CELL NUMBER: N 5 00000000099U
ACCOUNT TYPE: I

TRUST ACCOUNT ACTIVITY

| TRAN CODE | DESCRIPTION | COMMENT | CHECK NUM | DEPOSITS | WITHDRAWALS | BALANCE |
|-------------------|-------------------|----------------------|-----------|----------|-------------|---------|
| 1/2007 | BEGINNING BALANCE | | | | | 4.05 |
| ACTIVITY FOR 2008 | | | | | | |
| B D554 | INMATE PAYROL | 2661/DEC07 | | 24.75 | | 28.80 |
| S D554 | INMATE PAYROL | 3030/JAN08 | | 27.60 | | 56.40 |
| S FC01 | DRAW-FAC 1 | 3049/M1ST | | | 19.50 | 36.90 |
| 7 W512 | LEGAL POSTAGE | 9097/LPOST | | | 4.60 | 32.30 |
| 7 W512 | LEGAL POSTAGE | 9097/LPOST | | | 1.65 | 30.65 |
| 7 W512 | LEGAL POSTAGE | 9097/LPOST | | | 1.65 | 29.00 |
| 7 W512 | LEGAL POSTAGE | 9097/LPOST | | | 5.70 | 23.30 |
| 3 D300 | CASH DEPOSIT | 3277MAILRM | | | 1.82 | 21.48 |
| 7 D554 | INMATE PAYROL | 3453/FEB08 | | 100.00 | | 121.48 |
| J FR01 | CANTEEN RETUR | 703479 | | 22.50 | | 143.98 |
| J FC01 | DRAW-FAC 1 | 3487/MAIN1 | | | 0.60- | 144.58 |
| J W212 | FEDERAL FILIN | 3670FEDFIL | | | 25.00 | 119.58 |
| J W415 | CASH WITHDRAW | 3673FEDFIL 187071701 | | | 4.50 | 115.08 |
| | | | | | 4.50 | 110.58 |

TRUST ACCOUNT SUMMARY

| BEGINNING BALANCE | TOTAL DEPOSITS | TOTAL WITHDRAWALS | CURRENT BALANCE | HOLDS BALANCE | TRANSACTIONS TO BE POSTED |
|-------------------|----------------|-------------------|-----------------|---------------|---------------------------|
| 4.05 | 174.85 | 68.32 | 110.58 | 0.00 | 0.00 |

CURRENT
AVAILABLE
BALANCE

110.58

4